

COCHIN LEGISLATIVE COUNCIL

13th of August 1932.

Saturday, the

29th of Karkadagam 1107.

The House met at half-past eleven of the clock with the Deputy President in the Chair. Messrs. A. Eachara Menon, K. G. Nayar, S. S. Koder, K. T. Mathew, T. Narayana Menon and P. I. Varugis were absent.

Swearing in of a New Member.

Mr. K. Achyuta Menon (Government Advocate and Law Officer) took and subscribed the oath of allegiance.

Questions and Answers.

Compromise of Excise defalcation case.

271. Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to state whether there was a proposal to compromise the Excise defalcation case while Mr. U. Kandar Menon was Secretary to the Diwan; and if so, what were the terms offered?

Rama Varmha Tampuran.—The Member is referred to the answer furnished to question No. 662 of the Legislative Session of the current year.

Mr. T. A. Ramachandra Ayyar.—I had no time to refer to question No. 662. May I know what was the answer given?

Rama Varmha Tampuran.—It referred to the same thing, whether there was a proposal to compromise the Excise Defalcation case. It referred to a petition presented by the House on the matter.

Mr. T. A. Ramachandra Ayyar.—May I know the terms?

Rama Varmha Tampuran.—Here is the Proceedings. The Member may see.

Mr. T. A. Ramachandra Ayyar.—The petition is not there.

Rama Varmha Tampuran.—Question No. 662 is there.

Pension to Mr. M. A. Chakko.

272. Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to state:—

(a) the amount of money to be given to Mr. M. A. Chakko by way of pension;

(b) does the Government propose to give the arrears of pension with interest?

Rama Varmha Tampuran.—(a) Not decided.

(b) Has not been considered.

Money lost to the Government by the transactions connected with the Excise defalcation case.

273. Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to state how much money has been lost by Government by the transactions connected with the Excise defalcation case?

Rama Varmha Tampuran.—The exact amount lost to the Government can be ascertained only after the execution of the decree.

Heads of Departments—responsibility for realisation of amounts drawn.

274. Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to state whether they have any idea to make the Heads of Departments responsible for the realisation of the amounts drawn by them under the heading 'Advances Recoverable', even if they rely on their subordinates, without scrutiny as is now laid down by the Chief Court in their judgment in the recently disposed of Excise defalcation case?

Mr. P. V. Subramania Ayyar.—Under the existing rules the Heads of Departments are responsible for the realisation of such amounts subject to the general provisions of law.

Mr. T. A. Ramachandra Ayyar.—Did the Government go through the judgment of the Chief Court?

Mr. P. V. Subramania Ayyar.—A formal copy of the judgment has not been received by the Government.

Mr. T. A. Ramachandra Ayyar.—Did the Government peruse the judgment?

Mr. P. V. Subramania Ayyar.—When the copy has not been received how can the Government peruse it?

Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to consider the advisability of sending a circular to all Heads of Departments that in future they need not scrutinise the work of their subordinates? In the judgment it is said that the Superintendent had some suspicion and afterwards he had some serious suspicion and the amount decreed is only from the date of his serious suspicion.

Deputy President.—The judgment is not before the Government. They are not in a position to give a definite answer.

Mr. T. A. Ramachandra Ayyar.—I know the facts.